

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON EDUCATION**

**Call to Order:** Chair Sarah Laszloffy, on February 20, 2015 at 3:00 PM, in Room 137 Capitol

#### **ROLL CALL**

##### **Members Present:**

Rep. Sarah Laszloffy, Chair (R)  
Rep. Debra Lamm, Vice Chair (R)  
Rep. Edith (Edie) McClafferty, Vice Chair (D)  
Rep. Bryce Bennett (D)  
Rep. Edward Greef (R)  
Rep. Greg Hertz (R)  
Rep. G. Bruce Meyers (R)  
Rep. Matthew Monforton (R)  
Rep. Jean Price (D)  
Rep. Daniel R. Salomon (R)  
Rep. Susan Webber (D)

**Members Excused:** Rep. Jeff Essmann (R)  
Rep. Moffie Funk (D)  
Rep. Kathy Kelker (D)  
Rep. Nicholas Schwaderer (R)

**Members Absent:** None

**Staff Present:** Laura Sankey, Legislative Branch  
Nadia Zylawy, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 540, 2/17/2015; HB 433, 2/17/2015

00:00:02

**HEARING ON HB 433****Opening Statement by Sponsor:**

00:01:40 Rep. Seth Berglee (R), HD 58, opened the hearing on HB 433, Providing a tuition tax credit for K-12 education.

00:05:21 Rep. McClafferty

00:05:34 Chair Laszloffy

**Proponents' Testimony:**

00:05:55 Joe Balyeat, American's For Prosperity Montana (AFP-MT)

**EXHIBIT(edh39a01)**

00:18:05 Rep. Funk

00:18:12 Chair Laszloffy

**Opponents' Testimony:**

00:18:39 Jim Molloy, Senior Policy Advisor, Office of the Governor

00:20:37 Madalyn Quinlan, Chief of Staff, Office of Public Instruction (OPI)

00:22:51 Sharla Crawford, Self, Public School Teacher

00:24:02 Will Randall, Self

00:25:57 Michele Herrington, Self, Speech Pathologist

00:27:21 Heather O'Loughlin, Montana Budget and Policy Center

**EXHIBIT(edh39a02)**

00:31:22 Marty Ortiz, Self

00:32:04 Robert Filipovich, Self

00:33:31 Claudette Morton, Montana League of Women Voters

**EXHIBIT(edh39a03)**

00:34:08 Bob Vogel, Montana School Boards Association, (MTSBA)

00:34:38 Dianne Burke, Montana Quality Education Coalition (MQEC)

00:35:48 Marco Ferro, Montana Education Association-Montana Federation fo Teachers (MEA-MFT)

00:36:36 Patricia Kemp, Former Public School Psychologist

**Informational Testimony:**

00:38:01 Dan Dodds, Department of Revenue (DOR)

00:38:51 *Rep. Monforton entered*

00:41:08 *Rep. Essmann entered*

**Questions from Committee Members and Responses:**

00:42:32 Rep. Funk

00:44:06 Joe Balyeat, AFP-MT

00:44:56 Rep. Funk

00:45:12 Joe Balyeat, AFP-MT

00:46:06 Rep. B. Bennett  
00:46:59 Joe Balyeat, AFP-MT  
00:49:00 Rep. B. Bennett  
00:49:58 Joe Balyeat, AFP-MT  
00:51:42 Rep. Price  
00:52:25 Dan Dodds, DOR  
00:54:27 Rep. Price  
00:54:44 Dan Dodds, DOR  
00:55:02 Rep. Lamm  
00:55:17 Joe Balyeat, AFP-MT  
00:55:20 Rep. Lamm  
00:55:29 Joe Balyeat, AFP-MT  
00:56:14 Rep. Hertz  
00:56:41 Dan Dodds, DOR  
00:56:59 Rep. McClafferty  
00:57:18 Dan Dodds, DOR  
00:57:31 Chair Laszloffy  
00:57:41 Rep. McClafferty  
00:57:53 Dan Dodds, DOR  
00:58:25 Chair Laszloffy  
00:58:30 Rep. Funk  
00:59:31 Rep. Berglee

**Closing by Sponsor:**

01:00:45 Rep. Berglee

01:04:40 Chair Laszloffy

**HEARING ON HB 540****Opening Statement by Sponsor:**

01:04:52 Rep. Daniel Salomon (R), HD 93, opened the hearing on HB 540, Revise natural resource development K-12 funding payment.

**Proponents' Testimony:**

01:07:29 Jim Molloy, Senior Policy Advisor, Office of the Governor

**Opponents' Testimony:** None**Informational Testimony:**

01:14:04 Kelly Lynch, Community Development Division Administrator, Montana Department of Commerce (MDOC)

**Questions from Committee Members and Responses:**

01:14:29 Rep. Essmann  
01:15:03 Jim Molloy, Office of the Governor  
01:15:08 Rep. Essmann  
01:15:23 Jim Molloy, Office of the Governor

01:16:28 Rep. Essmann  
01:18:15 Jim Molloy, Office of the Governor  
01:19:44 Rep. Essmann  
01:20:01 Rep. Lamm  
01:20:19 Jim Molloy, Office of the Governor  
01:20:54 Rep. Hertz  
01:21:19 Laura Sankey, Legislative Services Division (LSD)  
01:21:29 Rep. Hertz  
01:21:50 Rep. Essmann  
01:22:16 Jim Molloy, Office of the Governor  
01:22:44 Chair Laszloffy  
01:22:50 Rep. Lamm  
01:23:11 Jim Molloy, Office of the Governor  
01:23:21 Dan Villa, Budget Director, Office of the Governor  
01:24:39 Rep. Lamm  
01:25:05 Rob Miller, Legislative Fiscal Division (LFD)  
01:25:06 Rep. Lamm  
01:25:19 Rob Miller, LFD  
01:25:56 Rep. Lamm  
01:26:12 Rob Miller, LFD

**Closing by Sponsor:**

01:26:28 Rep. Salomon  
  
01:27:13 Chair Laszloffy  
  
01:27:28 Recessed  
01:58:46 Reconvened

**EXECUTIVE ACTION ON HB 540**

02:00:09 **Motion:** Rep. Lamm moved that **HB 540 DO PASS.**

**Discussion:**

02:00:18 *Rep. Kelker entered*  
02:00:25 **Substitute Motion/Vote:** Rep. Hertz made a substitute motion that **HB 540 BE TABLED.** Substitute Motion carried 8-7 by roll call vote with Rep. Bennett, Rep. Funk, Rep. Kelker, Rep. McClafferty, Rep. Price, Rep. Salomon and Rep. Webber voting no. Rep. Schwaderer voted by proxy.

**EXECUTIVE ACTION ON HB 339**

02:02:07 **Motion:** Rep. Lamm moved that **HB 339 DO PASS.**

**Discussion:**

02:02:15 Rep. Funk

02:04:06 **Vote:** Motion failed 7-8 by roll call vote with Rep. Bennett, Rep. Funk, Rep. Kelker, Rep. McClafferty, Rep. Price, Rep. Salomon and Rep. Webber voting aye. Rep. Schwaderer voted by proxy.

02:05:24 **Motion/Vote:** Rep. Lamm moved that **HB 339 BE TABLED**. Motion carried unanimously by voice vote. Rep. Schwaderer voted by proxy.

#### **EXECUTIVE ACTION ON HB 284**

02:05:33 **Motion:** Rep. Lamm moved that **HB 284 DO PASS**.

#### **Discussion:**

02:05:43 **Motion:** Rep. Lamm moved that **HB 284 BE AMENDED**.  
[EXHIBIT\(edh39a04\)](#)

#### **Discussion:**

02:05:57 Laura Sankey, Legislative Services Division (LSD)

02:06:50 Rep. B. Bennett

02:07:41 Rep. Essmann

02:08:22 Rep. Lamm

02:08:39 Rep. Hertz

02:09:04 **Vote:** Motion carried 8-7 by roll call vote with Rep. Bennett, Rep. Essmann, Rep. Funk, Rep. Kelker, Rep. McClafferty, Rep. Price and Rep. Webber voting no. Rep. Schwaderer voted by proxy.

02:10:13 **Motion:** Rep. Essmann moved that **HB 284 BE AMENDED**.  
[EXHIBIT\(edh39a05\)](#)

#### **Discussion:**

02:10:25 Laura Sankey, LSD

02:12:26 Chair Laszloffy

02:12:32 Rep. McClafferty

02:13:03 Rep. B. Bennett

02:13:25 Rep. Essmann

02:14:16 **Vote:** Motion carried unanimously by voice vote. Rep. Schwaderer voted by proxy.

02:14:46 **Motion:** Rep. B. Bennett moved that **HB 284 BE AMENDED**.  
[EXHIBIT\(edh39a06\)](#)

**Discussion:**

02:15:03 Laura Sankey, LSD

02:15:49 **Vote:** Motion carried unanimously by voice vote. Rep. Schwaderer voted by proxy.

02:16:36 **Motion:** Rep. Monforton moved that **HB 284 BE AMENDED.**

**EXHIBIT**(edh39a07)

**Discussion:**

02:16:51 Rep. Monforton

02:17:27 Rep. McClafferty

02:18:14 Rep. Kelker

02:19:19 Rep. Webber

02:19:25 Rep. Monforton

02:19:51 Rep. Essmann

02:20:17 Rep. Kelker

02:20:29 Rep. Essmann

02:20:46 Rep. Kelker

02:21:08 Rep. Lamm

02:21:24 Rep. Monforton

02:21:47 Rep. Funk

02:22:55 Rep. Monforton

02:23:22 Rep. Greef

02:24:03 Rep. Price

02:24:41 **Vote:** Motion carried 14-1 by roll call vote with Rep. Kelker voting no. Rep. Schwaderer voted by proxy.

02:25:43 **Motion:** Rep. Lamm moved that **HB 284 DO PASS AS AMENDED.**

**Discussion:**

02:25:54 Rep. Hertz

02:26:43 Chair Laszloffy

02:27:12 **Vote:** Motion carried unanimously by voice vote. Rep. Schwaderer voted by proxy.

02:27:29 Chair Laszloffy

02:27:34 Rep. McClafferty

02:27:49 Chair Laszloffy

02:28:06 Rep. Hertz

02:28:11 Rep. McClafferty

02:28:28 Chair Laszloffy

**ADJOURNMENT**

Adjournment: 02:29:06

---

Nadia Zylawy, Secretary

nz

Additional Documents:

**EXHIBIT**([edh39aad.pdf](#))